

## HE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Yasuhiro Mori et al.

Examiner:

Lenard A. Footland

**Application No.:** 

10/697,583

**Confirmation No.:** 

7690

Filed:

October 29, 2003

**Group Art Unit:** 

3682

For:

**BEARING DEVICE** 

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Commissioner for Patents

P.O. Box 1450 Alexandria, VA 22313-1450

## TERMINAL DISCLAIMER

Sir:

MINEBEA CO., LTD., having a principal office and place of business at 4106-73 Miyota, Oaza, Miyota-Machi, Kitasaku-Gun, Nagano-Ken, JAPAN, represents that it is the assignee of the entire, right, title and interest in and to the following United States Patent and pending United States patent application:

- 1. United States Patent 6,010,247 for a "BEARING DEVICE" was filed December 29, 1997 (the '247 patent). An assignment from the named inventors to Minebea Co., Ltd. that is effective for the '247 patent was recorded on December 29, 1997 at Reel 008924, Frame 0584.
- 2. United States Patent Application No. 10/697,583 for a "BEARING DEVICE" was filed October 29, 2003 (the '583 application). An assignment from the named inventors to Minebea Co., Ltd. that is effective for the '583 application was recorded on October 31, 2005 at Reel 016706, Frame 0581.

The undersigned, on behalf of Minebea Co., Ltd., hereby disclaims the terminal portion of the term of any patent to be granted on the '583 application, which would extend beyond the expiration date of the full statutory term of the '247 patent.

The undersigned, on behalf of Minebea Co., Ltd., agrees that any patent to be granted on the '583 application shall be enforceable only for and during such period that it and the '247 patent are commonly owned, this agreement to run with any patent to be granted on the '583 application and to be binding upon the grantee of such patent and its successors and assigns.

The undersigned, on behalf of Minebea Co., Ltd., does not disclaim any terminal part of the term of any patent to be granted on the '583 application, prior to the expiration date of the full statutory term of the '247 patent, in the event that the '247 patent: (a) expires for failure to pay a maintenance fee, (b) is held unenforceable, (c) is found invalid, (d) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a, b), (e) has all claim(s) canceled by a reexamination certificate, (f) is reissued, or (g) is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned hereby states and certifies that:

- 1. He is an attorney of record in the '583 application and is authorized to act on behalf of assigned corporation in connection with said application; and
- 2. The relevant evidentiary documents have been reviewed and, to the best of the undersigned's and assignee's knowledge and belief, title to the '583 application is in the assignee.

Respectfully submitted,

Schulte Roth & Zabel LLP Attorneys for Applicants 919 Third Avenue New York, NY 10022 212-756-2000

By:

Anna Vishev
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Reg. No. 45,018

Dated: November 4, 2005 New York, New York NOV 0 7 2005

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#### PATENT ASSIGNMENT

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#### PROPERTY NUMBERS Total: 1

Property Type	Number
Application Number:	10697583

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